THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION Nos.23275 & 23285 of 2007

DATED: 22-11-2007

K.Mastanaiah & others.

...PETITIONERS

AND

The Government of Andhra Pradesh,
Rep., by its Principal Secretary,
Revenue Department,
Secretariat,
Hyderabad District & 3 others.

...RESPONDENTS

COMMON ORDER:

Heard learned counsel appearing for the petitioners as well as the learned Government Pleader for Revenue appearing for the respondents.

2. In both the Writ Petitions similar questions are involved. As such, they are being disposed of by a common order.

3. It is the case of the petitioner in W.P.No.23275 of 2007 that he has purchased an extent of Ac.1.01 cents in Sy.No.1177 of Ukkayapalli village, from one D.Chinna Penchullaiah, who purchased the same from one M.Samuel. It is stated that the said Samuel was the assignee of the said land and accordingly, the 3rd respondent-Revenue Divisional Officer, Kadapa issued a notification stating that the assigned lands are required for the public purpose and therefore, the assignees are entitled to ex-gratia alone.

4. It is the case of the petitioners in W.P.No.23285 of 2007 that they are the purchasers of an extent of Ac.6.10 cents of land in respect of Sy.No.979/2 which was originally assigned in favour of one T.Krishna Murthy and Sy.No.1024 which was originally assigned to one T.Krishna Reddy. It is stated that the petitioner in W.P.No.23275 of 2007 filed an appeal No.E/1762/07 on the file of the 3rd respondent on

02-11-2007 against the notification given by the 3rd respondent, Land Acquisition, dated 18-10-2007. Similarly, petitioners in

W.P.No.23285 of 2007 filed appeal No.E/1761/07 against the said notification, dated
18-10-2007.

5. I am not inclined to express any opinion as to whether the appeals are maintainable or not against the notifications issued by the 3rd respondent to the very same authority i.e., the 3rd respondent. However, as the appeals have been numbered as appeal Nos.E/1761 and 1762/07, 3rd respondent-Revenue Divisional Officer, Kadapa is directed to consider and dispose of the said appeals, as expeditiously as possible, without any undue delay. Pending disposal of the said appeals, *status quo* obtaining as on today shall be maintained.

6. Accordingly, Writ Petitions are disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

22nd November, 2007.

Note:

Issue operative portion of the order
by wire at party's costs.

B/o

Tsy